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Security Council Committee established pursuant to resolution 2127 (2013) concerning the Central African Republic

Note verbale dated 12 June 2014 from the Permanent Mission of Cyprus to the United Nations addressed to the Chair of the Committee

The Permanent Mission of Cyprus to the United Nations presents its compliments to the Chair of the Security Council Committee established pursuant to resolution 2127 (2013) concerning the Central African Republic and, further to the note by the Chair dated 12 February 2014 requesting a report of the Republic of Cyprus on the implementation of Security Council resolution 2134 (2014) of 28 January 2014, in particular its paragraph 42, has the honour to transmit herewith the aforementioned report (see annex).

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Annex to the note verbale dated 12 June 2014 from the Permanent Mission of Cyprus to the United Nations addressed to the Chair of the Committee

Implementation of Security Council resolutions 2127 (2013) and 2134 (2014) on the situation in the Central African Republic: report by Cyprus to the Security Council Committee established pursuant to resolution 2127 (2013) on the Central African Republic

The Republic of Cyprus and the other States members of the European Union have jointly implemented the restrictive measures against the Central African Republic imposed by Security Council resolutions 2127 (2013) and 2134 (2014) by adopting the common measures set out below.

1. Basic Council Decision 2013/798/CFSP of 23 December 2013 concerning restrictive measures against the Central African Republic, as amended by Council Decision 2014/125/CFSP of 10 March 2014

The aforementioned Council decisions note the adoption on 5 December 2013 and 28 January 2014 of Security Council resolutions 2127 (2013) and 2134 (2014) respectively, and provide the basis for European Union-specific implementing measures within the scope of the said resolutions. Notably, they set out:

(a) A prohibition to sell, supply, transfer or export arms and related materiel of all types, including weapons and ammunition, military vehicles and equipment, paramilitary equipment and spare parts for the aforementioned to the Central African Republic by nationals of member States or from the territories of member States or using their flag vessels or aircraft, whether originating or not in their territories, in accordance with paragraph 54 of Security Council resolution 2127 (2013) and paragraph 40 of resolution 2134 (2014);

(b) A prohibition to provide technical assistance, brokering services and other services, including the provision of armed mercenary personnel, related to military activities and to the provision, manufacture, maintenance and use of arms and related materiel of all types, including weapons and ammunition, military vehicles and equipment, paramilitary equipment and spare parts for the aforementioned, directly or indirectly, to any natural or legal person, entity or body in, or for use in, the Central African Republic, in accordance with paragraph 54 of Security Council resolution 2127 (2013) and paragraph 40 of resolution 2134 (2014);

(c) A prohibition to provide financing or financial assistance related to military activities, including in particular grants, loans and export credit insurance, as well as insurance and reinsurance, for any sale, supply, transfer or export of arms and related materiel or for the provision of related technical assistance, brokering services and other services, directly or indirectly, to any person, entity or body in, or for use in, the Central African Republic, in accordance with paragraph 54 of Security Council resolution 2127 (2013) and paragraph 40 of resolution 2134 (2014);

(d) An obligation not to participate, knowingly and intentionally, in activities the object or effect of which is to circumvent the prohibitions imposed by these Security Council or European Union decisions;

(e) An obligation on member States to take the measures necessary to prevent the entry into, or transit through, their territories of the persons designated by the Security Council Committee established pursuant to resolution 2127 (2013) concerning the Central African Republic, in accordance with paragraph 30 of Security Council resolution 2134 (2014);

(f) An obligation on member States to freeze without delay all funds, other financial assets and economic resources which are on their territories, which are owned or controlled, directly or indirectly, by the individuals or entities designated by the Committee, or by individuals or entities acting on their behalf or at their direction, or by entities owned or controlled by them, in accordance with paragraph 32 of Security Council resolution 2134 (2014);

(g) An obligation on member States to ensure that any funds, financial assets or economic resources are prevented from being made available by their nationals or by any individuals or entities within their territories, to or for the benefit of the individuals or entities designated by the Committee, in accordance with paragraph 32 of Security Council resolution 2134 (2014).

2. Basic Council Regulation 224/2014 of 10 March 2014 concerning restrictive measures in view of the situation in the Central African Republic

With a view to ensuring a uniform application of these measures by economic operators in all member States, regulatory action at the level of the European Union has been taken by adopting basic Council Regulation 224/2014 of 10 March 2014 concerning restrictive measures in view of the situation in the Central African Republic, in order to implement the measures contained in Council Decision 2013/798/CFSP, as amended by Decision 2014/125/CFSP of 10 March 2014, falling under community competence.

Council Regulation 224/2014 is binding in its entirety and directly applicable in the Republic of Cyprus, as well as in all other States members of the European Union.

The Ministry of Foreign Affairs of the Republic of Cyprus duly informed all ministries and competent authorities, as well as the Cyprus Bar Association and the Institute of Certified Public Accountants of Cyprus, of the adoption of Security Council resolutions 2127 (2013) and 2134 (2014) and the above-mentioned binding European Union legal acts, requesting them to take all actions necessary for their immediate implementation and to notify the Ministry of Foreign Affairs in case of suspected infringements.

All ministries and competent authorities issued relevant circulars informing their personnel and all interested industrial bodies and companies about the restrictive measures imposed by the United Nations and the European Union against the Central African Republic and warning them about the legal consequences in case of non-compliance.

3. National implementation of certain measures

Arms embargo

As regards the implementation of the arms embargo, the national competent authority responsible for assessing export applications to third countries is the Import/Export Licensing Section of the Ministry of Energy, Commerce, Industry and Tourism. All applications for the export of controlled military goods to third countries are assessed on a case-by-case basis, in line with the criteria of Council Common Position 2008/944/CFSP. When sanctioned countries, individuals or entities are involved, such applications are denied unless a certain exception provided for in the relevant Security Council resolutions and/or European Union legal acts applies.

Visa/travel ban

Concerning the implementation of the visa/travel ban, the national competent authorities are the Ministry of the Interior and the Cyprus police. The Ministry of the Interior, upon information received from the Ministry of Foreign Affairs regarding new listings and delistings, informs accordingly the Cyprus police, which in turn places the information (names and identifiers) on the "stop list". The Cyprus police will deny entry into the Republic of Cyprus to any designated person attempting to pass through the points of entry.